

01/25/2005

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7303A

NAME AND ADDRESS: CHRIS DRAKOS ENTERPRISES INC.
PO BOX 793
BLACKFOOT ID 83221

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.550 CFS
710.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 03/17/1982

POINT OF DIVERSION:

T02S R36E S27 SESWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	3.550 CFS 710.00 AFY

Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R36E S27	SWNW	3.3	T02S R36E S27	SENW	2.4
T02S R36E S27	NESW	35.5	T02S R36E S27	NWSW	36.8
T02S R36E S27	SWSW	34.0	T02S R36E S27	SESW	28.5
T02S R36E S34	NENW	37.0			

177.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: **License**

10/26/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 27-7303A

NAME AND ADDRESS: MICKELSEN PROPERTIES LLC
P.O. BOX 438
RIGBY ID 83442

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.550 CFS
710.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.

PRIORITY DATE: 03/17/1982

POINT OF DIVERSION:

T02S R36E S27 SESWSW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
4/01 10/31

QUANTITY
3.550 CFS
710.00 AFY

Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.

PLACE OF USE: IRRIGATION Within BINGHAM County

T02S R36E S27	SWNW	3.3	T02S R36E S27	SENW	2.4
T02S R36E S27	NESW	35.5	T02S R36E S27	NWSW	36.8
T02S R36E S27	SWSW	34.0	T02S R36E S27	SESW	28.5
T02S R36E S34	NENW	37.0			

177.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License



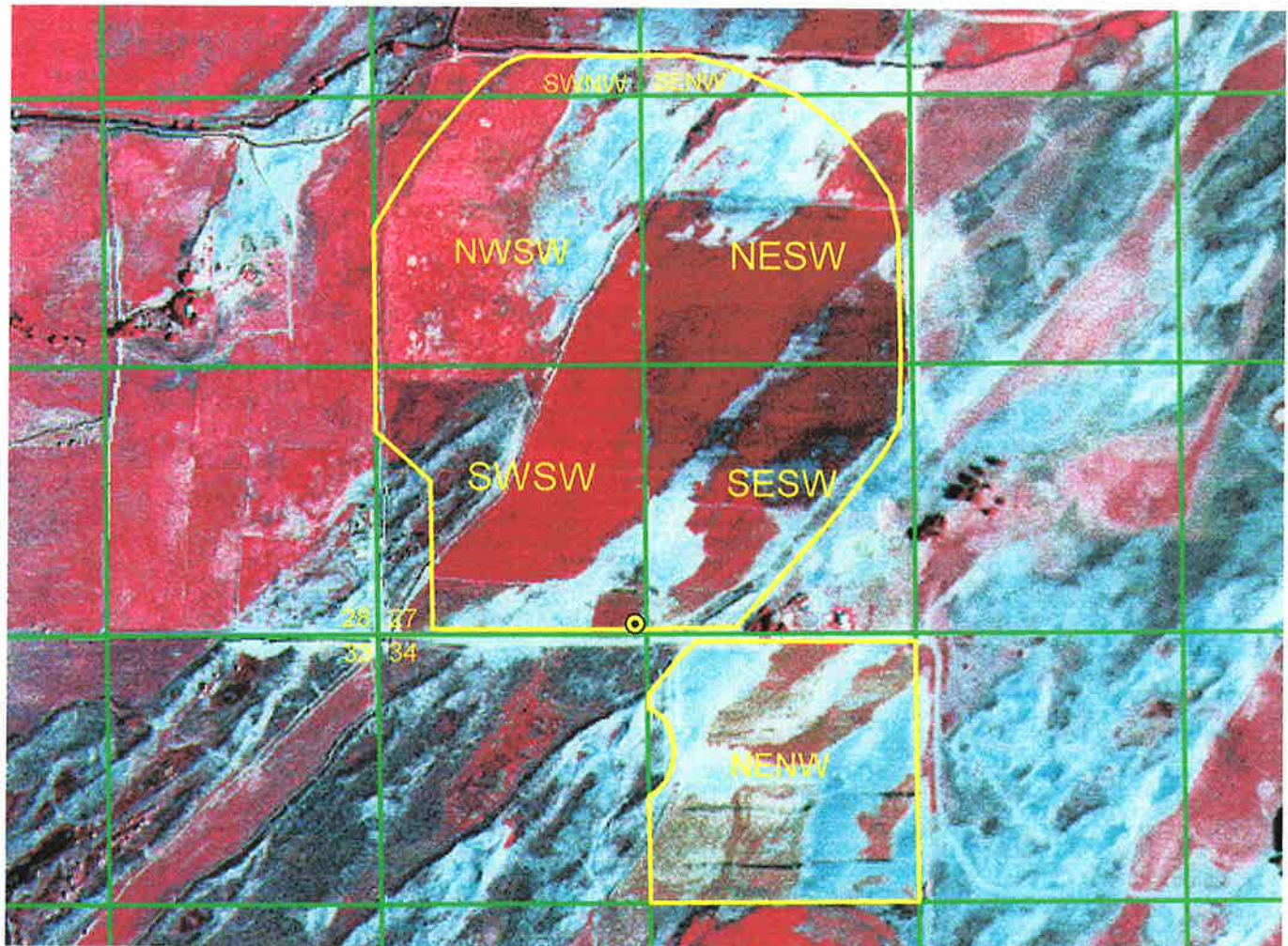
STATE OF IDAHO

Department of Water Resources

Eastern Region



Water Right(s) 27-7303A



800 0 800 1600 Feet

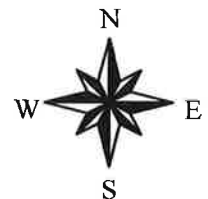
IRRIGATED ACRES 177.5

LEGEND

- Point of Diversion
- Place of Use
- Townships
- Sections
- Quarter-Quarters

Place of Use: T2S, R36E:
(part of) Sec. 27, SWNW, SENW
NESW, NWSW, SWSW, SESW
(part of) Sec. 34, NENW

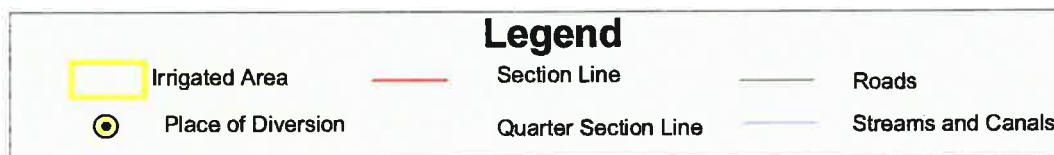
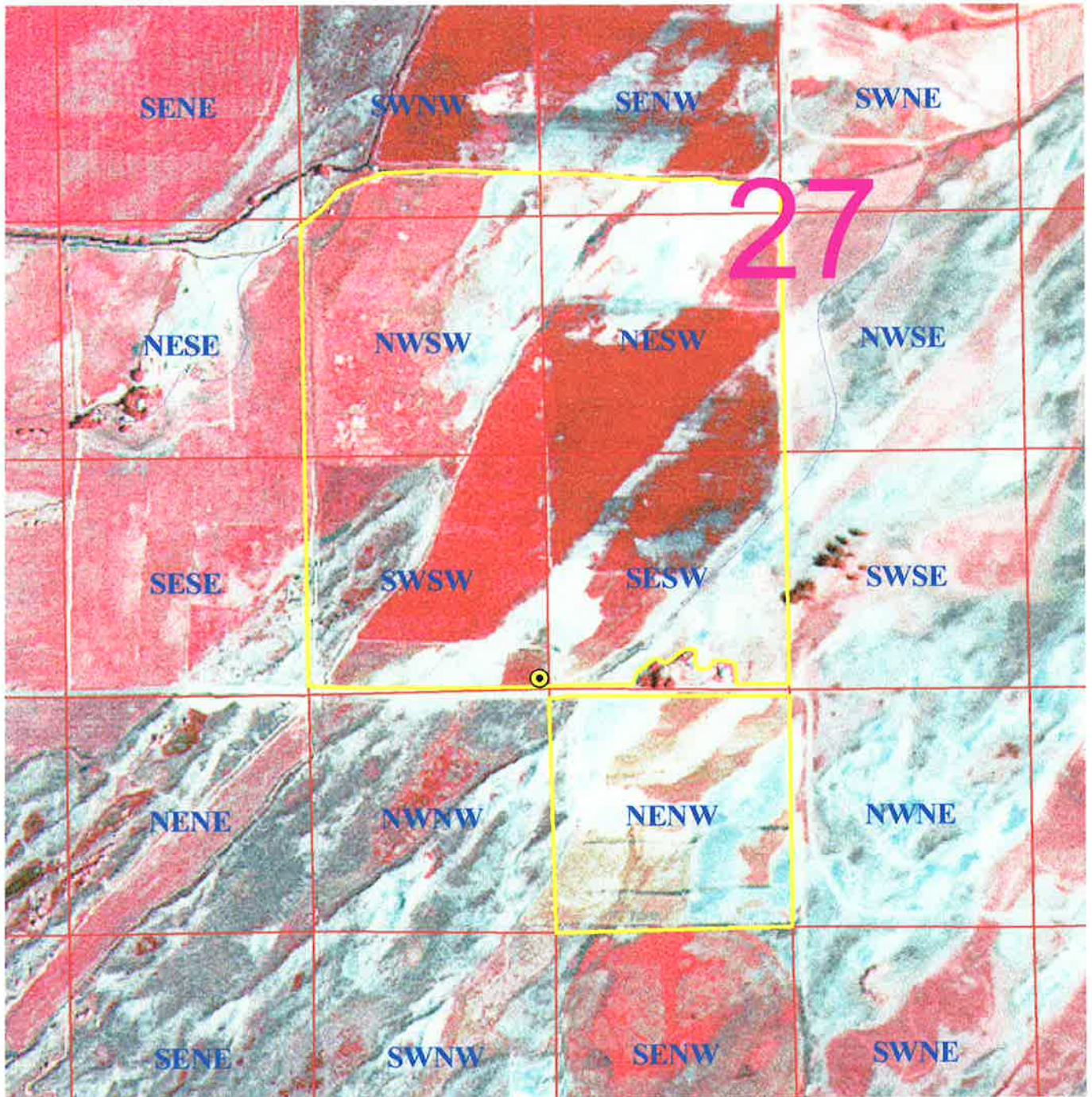
Point of Diversion: T2S, R36E:
Sec. 27, SESWSW



GIS Place of Use Illustration
1987/88 NAPP Photography
Prepared by: B. Payne
Date: October 2003

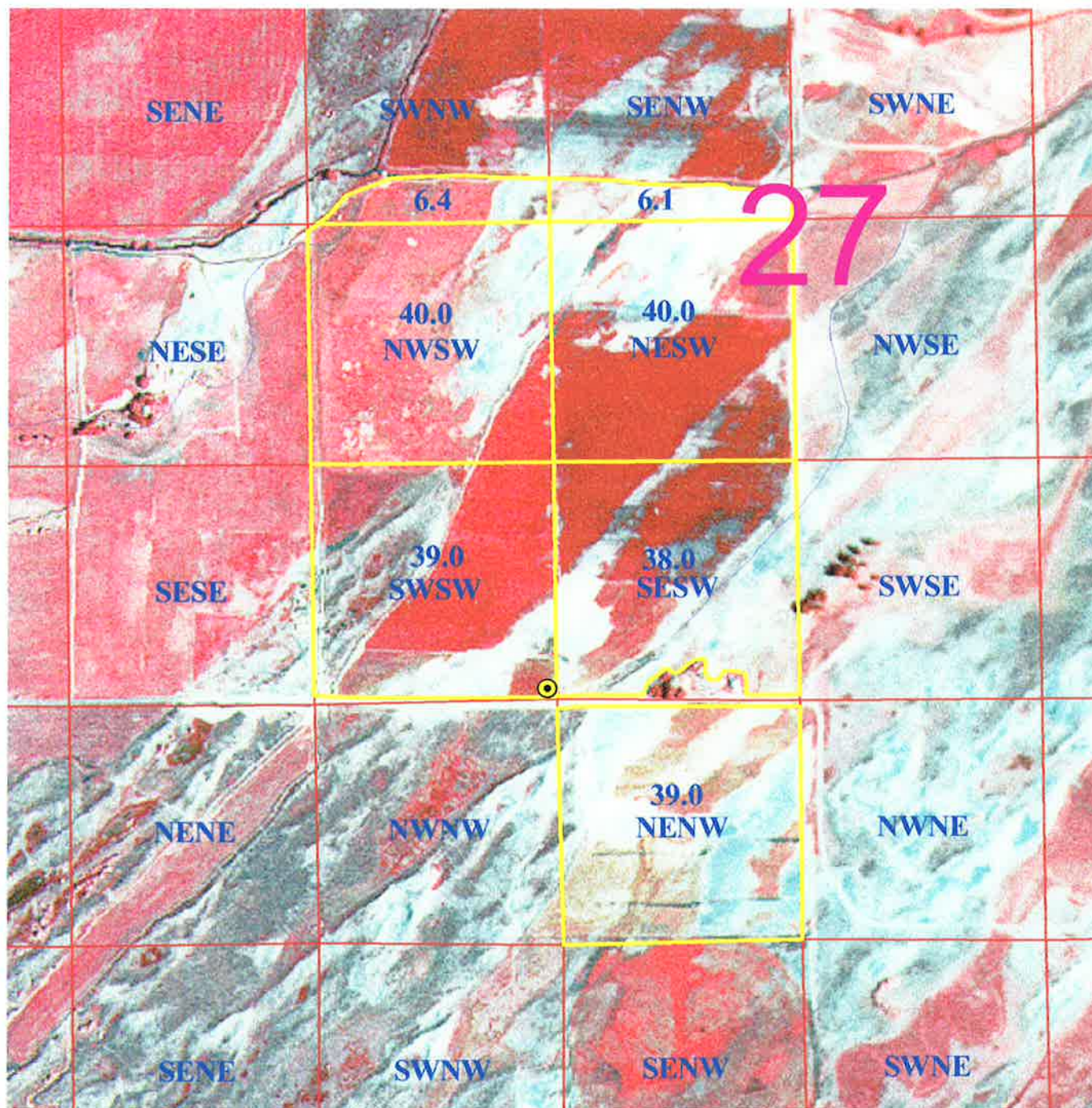
Water Right Claim Number 27-07303A
Township , 2S36E

12/29/2000



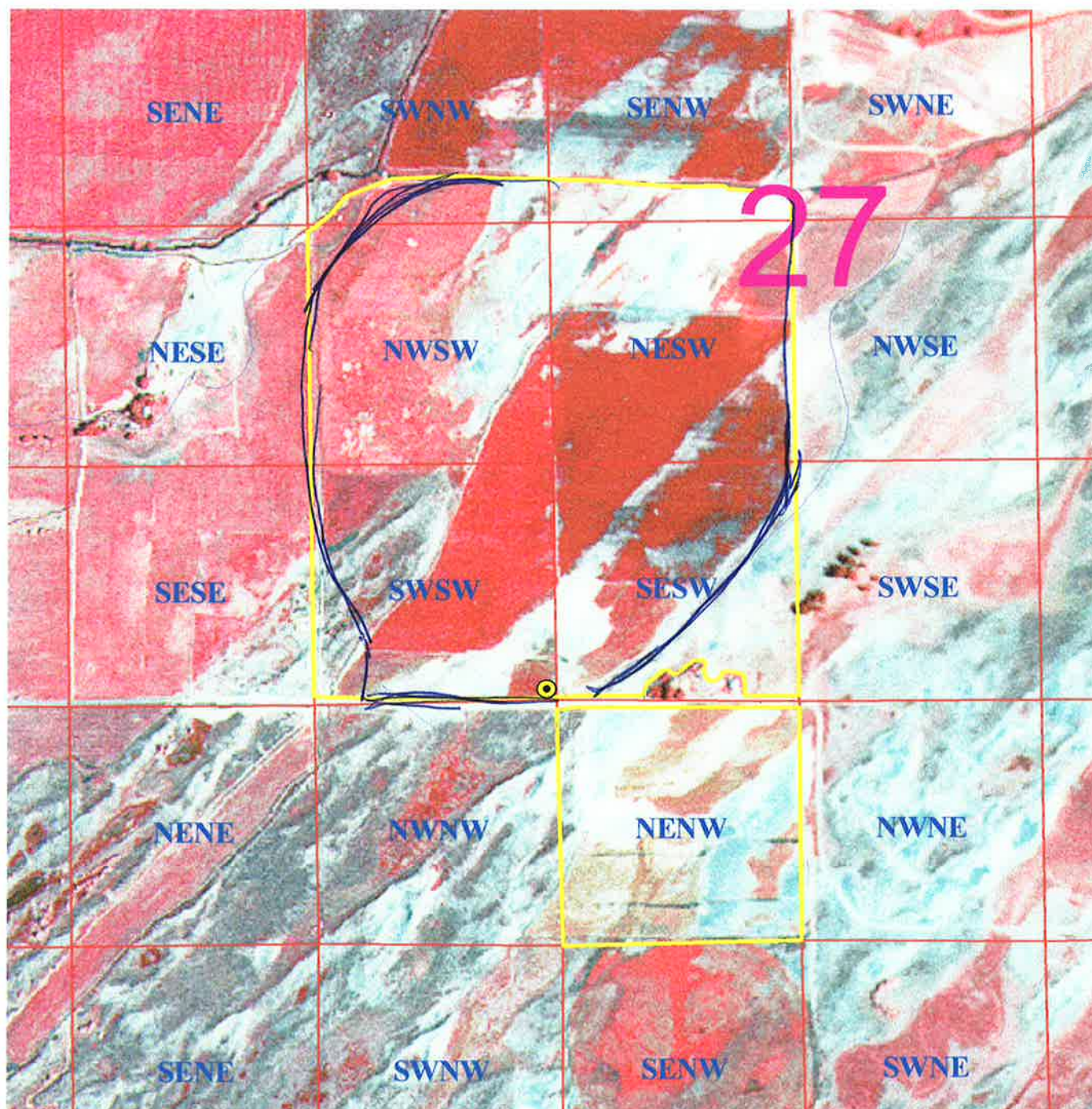
Water Right Claim Number 27-07303A
Township , 2S36E

12/29/2000



Water Right Claim Number 27-07303A
Township , 2S36E

12/29/2000



01/25/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 27-7303A

Chris Drakos Enterprises Inc.
P.O. Box 793
Blackfoot, ID 83221
Telephone Number: (208) 785-4334

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

6-28-05

SIGNATURE:

Chris Drakos

Please print your name:

CHRIS DRAKOS

IDWR Regional Office, 900 N Skyline Dr. Ste A, Idaho Falls, ID 83402, (208) 525-7161



RECEIVED

JUL 15 2005

Department of Water Resources
Eastern Region

*2005
7/15*

Notes

8/28/03 Deespatial map for POU adjustments.

No overlapping rights found in the database.

Create layout for adjustments on layout.

Link POU & POD.

do eCVR

10/1/04 update address of Reprint preliminary
Recommendation & the Notice of Error CS.

12-22-04 Letter to Claimant re ownership change.

11-10-05 Received faxed copy of ownership change,
warranty deed & county plat from claimant

RECEIVED

JUN 03 2005

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

[] Water Right Number(s): 27-7303 A

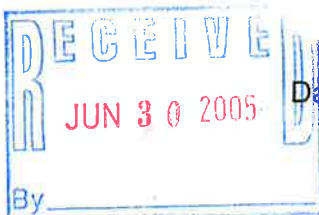
[] Name(s): Mickelsen Properties LLC

[] Old Mailing Address: 1050 W. Riverview Dr.
Idaho Falls, ID 83401

[] New Mailing Address: P.O. Box 438
Bigby ID 83442

Telephone Number: (208) 745-16626

[] Signature(s) of Owner(s) Stephanie Mickelsen
Office Manager
(Include your title if on behalf of company or organization)



Date: May 26, 2005

Records Modified 6-20-05.
cc: W.A. 6-20-05

SCANNED

JUN 17 2005

Contacts Data Entry Form

Owner Type _____ Full Name _____ Address _____ City _____ State _____ Zip _____ Phone _____

Current Owner: Mickelson Properties 1050 W. Riverview Dr.

Name connector: and _____, or _____, and/or _____

Current Owner: Update falls, ID 83401

Current Owner: P.O. Box 438

Current Owner: Rigby, ID 83442-0438

Representing Attorney: _____ Phone Number: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Date of Field Exam: _____ Time: _____

Directions to Property (if different from above) and/or update owner information:

disk top review

Reviewer: CB Date: 8/28/03

Contacts Data Entry Form

Priority Date Data Entry FormClaim Number: A27-07303A

Water Right Priority Date: _____ Water Right Basis: _____

Claimed Priority Date: _____ Claimed Basis: _____

Recommended Priority Date: _____ Recommended Basis: _____

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

License

Reviewer: CBDate: 8/27/03**Priority Date Data Entry Form**

Priority Date

Claim No. _____

1. Should this water use have been included in a later court decree of the water rights from this source? Yes () No (X)
If Yes, go to 2
If No, go to 4
2. Was the owner or the owner's predecessor in interest of the place of use joined in the later decree? Yes () No ()
If Yes, go to 3a
If No, go to 4
- 3a. Is the date the decree was entered after the date a permit is required for the source and the water use? Yes () No ()
If Yes, consult the attorney assigned to the Basin. Go to 3b
If No, go to 4
- 3b. Do the facts support disallowing the claim, or recommending the claim as an enlargement or an expansion? Yes () No ()
If Yes, go to 11
If No, go to 4
4. Is the basis of claim a decree or license? Yes (X) No ()
If Yes, go to 5
If No, go to 7
5. Does the decree or license have a Priority Date? Yes (X) No ()
If Yes, go to 6
If No, Consult the attorney assigned to the Basin, go to 15
6. Did the Claimant claim the decreed or licensed Priority Date? Yes (X) No ()
If Yes, recommend the Priority Date claimed. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
If No, Obtain an amended claim if necessary. If questions 1. and 2. were both answered yes, consult attorney. Go to 15
7. Is the basis of claim a Permit or Application? Yes () No ()
If Yes, go to 10e
If No, go to 8
8. Is the basis of claim a posted notice? Yes () No ()
If Yes, consult the attorney assigned to the Basin, go to 15
If No, go to 9
9. Is the Priority Date claimed after the date a permit is required for the source and the water use? Yes () No ()
If Yes, go to 11
If No, go to 12
- 10e. Will the license be issued prior to filing the Director's Report? Yes () No ()
If Yes, recommend the Priority Date shown on the license, go to 15
If No, recommend the Priority Date shown on the Permit. All other elements should be recommended as shown on the Permit. Add Condition Code A01 to the Recommendation, go to 15
11. Is the claim for an expansion or enlargement under 42-1416B or 42-1426? Yes () No ()
If Yes, go to 12
If No, disallow with condition P01.
12. Does the claim file contain sufficient evidence of Priority Date? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, Request additional evidence of Priority Date, go to 13
13. Has additional evidence of priority date been submitted? Yes () No ()
If Yes, recommend the date supported by the evidence submitted, go to 15
If No, recommend a Priority Date based on available evidence if possible. If some of the claimed water uses can be recommended with the Priority Date supported by the evidence, then do so, go to 14
14. Can any portion of the claim be recommended as a valid water right? Yes () No ()
If Yes, go to 15
If No, disallow with condition P01.
15. Is the basis of claim coded correctly? Yes (X) No ()
If Yes, go to 16
If No, Enter the appropriate basis of claim. *verify license*
16. Is a Priority Date remark and/or condition required? Yes () No (X)
If Yes, Enter the appropriate basis of claim. Priority Date review is complete
If No, Priority Date review is complete.

Priority Date

Point of Diversion and Source Data Entry Form

Claim Number: A27-07303A

Water Right Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Claimed Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

Recommended Point of Diversion: T____, R____, Sec.____,____,____,____. County:_____

Source:_____ Tributary:_____

☒ Use Claimed POD and Source as Recommended POD and Source

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						
_____	_____	_____	_____	_____	_____	_____
GPS Coordinates: _____						

Other rights from this POD? _____

Document how the POD and Source were verified and/or Pump and Motor data:

license w/R profile report T5061Transfers Changing POD NOReviewer: CBDate: 8/27/03

Point of Diversion and Source Data Entry Form

Point of Diversion

Claim No. 27 - 7303A

1. Is the basis of claim a Decree or License?

Yes (☒) No (☐)

If Yes, go to 4

If No, go to 2

2. Is the basis of claim a Permit or Application?

Yes (☐) No (☐)

If Yes, go to 3

If No, go to 6

3. Has the License been issued?

Yes (☐) No (☐)

If Yes, go to 5

If No, recommend the POD as shown on the Permit. Go to 10

4. Does the parent right have a POD?

Yes (☒) No (☐)

If Yes, go to 5

If No, go to 6

5. Can the claimed POD be verified using the water right file?

Yes (☒) No (☐)

If Yes, recommend the POD as shown in the water right file. Go to 10

If No, go to 6

6. Is there evidence that there has been a change in the POD?

Yes (☐) No (☐)

If Yes, go to 7

If No, go to 9

7. Can the change be verified as an accomplished transfer?

Yes (☐) No (☐)

If Yes, add condition C03, go to 9

If No, Notify claimant that a transfer is necessary before the claimed POD can be recommended. Go to 8

8. Was a transfer filed?

Yes (☐) No (☐)

If Yes, recommend the POD as shown on the approved transfer. Go to 10

If No, go to 9

9. Does the file contain all of the necessary information to verify the POD?

Yes (☐) No (☐)

If Yes, recommend the POD as it existed on 11-19-1987. Describe how the POD was verified. Go to 10

If No, collect the necessary information. Conduct field exam if necessary. Recommend the POD as it existed on 11-19-1987. Go to 10

10. Is a POD remark and/or condition required?

Yes (☐) No (☒)

If Yes, enter the appropriate remark and/or condition. POD review is complete

If No, POD review is complete.

Point of Diversion

Source

Claim No. 27 - 7303A

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Source as shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a Source?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

5. Can the claimed Source be verified using the water right file?

If Yes, recommend the Source as shown in the water right file. Go to 11

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a Posted Notice?

If Yes, consult the attorney assigned to the basin. Go to 7

If No, go to 7

Yes (☐) No (☐)

7. Is there evidence that there has been a change in the Source?

If Yes, go to 8

If No, go to 10

Yes (☐) No (☐)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C02, go to 10

If No, Notify claimant that a transfer is necessary before the claimed Source can be recommended. Go to 9

Yes (☐) No (☐)

9. Did the claimant file a transfer?

If Yes, recommend the Source as shown in the transfer. Go to 11

If No, go to 10

Yes (☐) No (☐)

10. Does the file contain all of the necessary information to verify the Source?

If Yes, recommend the Source as it existed on 11-19-1987. Go to 11

If No, collect the necessary information. Recommend the Source as it existed on 11-19-1987. Go to 11

Yes (☐) No (☐)

11. Is a Source remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Source review is complete.

If No, Source review is complete.

Yes (☐) No (☒)

Source

Purpose of Use Data Entry Form

Claim Number: A27-07303☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Claimed Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Recommended Purpose of Use

Water Use	Number of Homes	Number of Stock	Acre Limit	Number of Other

Document how the Purpose of Use was verified:

licenseTransfers Changing Purpose of Use noReviewer: CBDate: 8/27/03

Purpose of Use Data Entry Form

Purpose of Use

Claim No. 27 - 7303A

1. Is the basis of claim a Decree or License?

If Yes, go to 4
If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3
If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5
If No, recommend the Purpose(s) of Use as shown on the Permit. Go to 13

Yes (☐) No (☐)

4. Does the parent right have a Purpose of Use?

If Yes, go to 5
If No, go to 6

Yes (☒) No (☐)

5. Can the claimed Purpose of Use be verified using the water right file?

If Yes, recommend the Purpose(s) of Use that is (are) claimed and shown in the water right file. Go to 13
If No, go to 6

Yes (☒) No (☐)

6. Is there evidence that there has been a change in the Purpose of Use?

If Yes, go to 7
If No, go to 11

Yes (☐) No (☐)

7. Can the change be verified as an accomplished transfer?

If Yes, add condition C04, go to 11
If No, go to 8

Yes (☐) No (☐)

8. Does the change include an enlargement of the Purpose of Use?

If Yes, describe the evidence that supports that there has been an enlargement in the Purpose of Use. Go to 9
If No, Describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed Purpose(s) of Use can be recommended. Go to 12

Yes (☐) No (☐)

9. Was an enlargement claim filed?

If Yes, go to 11
If No, Notify claimant that an enlargement claim is necessary. Go to 10

Yes (☐) No (☐)

10. Did the claimant file an enlargement claim?

If Yes, go to 11
If No, recommend only the Purpose(s) of Use that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

11. Does the file contain all of the necessary information to verify the Water Use?

If Yes, recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13
If No, collect the necessary information. Conduct field exam if necessary. Recommend the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

12. Did the claimant file a transfer?

If Yes, recommend the Purpose(s) of Use shown on the approved transfer. Go to 13
If No, recommend only the Purpose(s) of Use in existence on 11-19-1987. Go to 13

Yes (☐) No (☐)

13. Is a Purpose of Use remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Purpose of Use review is complete.
If No, purpose of Use review is complete.

Yes (☐) No (☒)

Purpose of Use

Place Of Use Data Entry Form

Claim Number: A27-07303A☐ Use Claimed POU as Recommended POU

Claimed Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Recommended Place of Use

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

Review, 1987/88 NAPP PhotographyTransfers Changing POU NOReviewer: CBDate: 8/28/03

Place Of Use Data Entry Form

Place of Use

Claim No. _____

1. Is the basis of claim a Decree or License?

If Yes, go to 2a

If No, go to 2b

Yes (☒) No (☐)

2a. Is a POU required?

If Yes, go to 5

If No, go to 14

Yes (☒) No (☐)

2b. Is a POU required?

If Yes, go to 3

If No, go to 14

Yes (☐) No (☐)

3. Is the basis of claim a Permit or Application?

If Yes, go to 4

If No, go to 7

Yes (☐) No (☐)

4. Has the License been issued?

If Yes, go to 6

If No, recommend the POU as shown on the Permit. Go to 14

Yes (☐) No (☐)

5. Does the parent right have a POU?

If Yes, go to 6

If No, go to 7

Yes (☒) No (☐)

6. Can the claimed POU be verified using the water right file?

If Yes, recommend the POU as shown in the water right file. Go to 14

If No, go to 7

Yes (☒) No (☐)

7. Is there evidence that there has been a change in the POU?

If Yes, go to 8

If No, go to 13

Yes (☐) No (☐)

8. Can the change be verified as an accomplished transfer?

If Yes, add condition C05, go to 13

If No, go to 9

Yes (☐) No (☐)

9. Does the change include an enlargement of the POU?

If Yes, describe the evidence that supports that there has been an enlargement in the POU. Go to 10

If No, describe the evidence that supports the change occurred after 11-19-1987. Notify claimant that a transfer is necessary before the claimed POU can be recommended. Go to 12

Yes (☐) No (☐)

10. Was an enlargement claim filed?

If Yes, go to 13

If No, notify claimant that an enlargement claim is necessary. Go to 11

Yes (☐) No (☐)

11. Did the claimant file an enlargement claim?

If Yes, go to 13

If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

12. Was a transfer filed?

If Yes, recommend the POU as shown on the approved transfer. Go to 14

If No, recommend the POU as it existed on of 11-19-1987. The size of the POU is limited to the size that existed on the date established as the priority date of this right. Go to 13

Yes (☐) No (☐)

13. Does the file contain all of the necessary information to verify the POU?

If Yes, go to 14

If No, collect the necessary information. Conduct field exam if necessary. Go to 14

Yes (☐) No (☐)

14. Is a POU remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. POU review is complete.

If No, POU review is complete.

Yes (☐) No (☒)**Place of Use**

Period of Use and Quantity Data Entry FormClaim Number: A27-07303A☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity**Water Right Period of Use and Diversion Rate**

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

License

Reviewer: CSDate: 8/27/03**Period of Use and Quantity Data Entry Form**

1. Is the basis of claim a Decree or License? Yes ☒ No ☐
If Yes, go to 4
If No, go to 2
2. Is the basis of claim a Permit or Application? Yes ☐ No ☐
If Yes, go to 3
If No, go to 6
3. Has the License been issued? Yes ☐ No ☐
If Yes, go to 5
If No, recommend the Period of Use as shown on the Permit. Go to 18
4. Does the parent right have a Period of Use? Yes ☒ No ☐
If Yes, go to 5
If No, go to 6
5. Can the claimed Period of Use be verified using the water right file? Yes ☒ No ☐
If Yes, go to 14
If No, go to 6
6. Is there evidence that there has been a change in the Period of Use? Yes ☐ No ☐
If Yes, go to 7
If No, go to 12
7. Does the change include an enlargement in the Period of Use? Yes ☐ No ☐
If Yes, go to 9
If No, go to 8
8. Can the change be recommended as an accomplished transfer? Yes ☐ No ☐
If Yes, add Condition C10. Describe the evidence that supports the change occurred after 11-19-1987. Go to 12
If No, notify claimant that a transfer is necessary. Go to 11
9. Was an enlargement claim filed? Yes ☐ No ☐
If Yes, go to 12
If No, notify claimant that an enlargement claim is necessary. Go to 10
10. Did the claimant file an enlargement claim? Yes ☐ No ☐
If Yes, go to 12
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
11. Was a transfer filed? Yes ☐ No ☐
If Yes, go to 14
If No, recommend the Period of Use as it existed on 11-19-1987, subject to completing the review. Go to 12
12. Does the file contain all of the necessary information to verify the Period of Use? Yes ☐ No ☐
If Yes, go to 13
If No, collect the necessary information. Conduct field exam if necessary. Go to 13
13. Is the basis of claim a decree, license or a transferred beneficial use right that has had the Period of Use administratively determined? Yes ☐ No ☐
If Yes, go to 14
If No, go to 15
14. Is irrigation claimed as a purpose of use? Yes ☒ No ☐
If Yes, go to 16
If No, recommend the Period of Use of the parent right. Go to 18
15. Is irrigation claimed as a purpose of use? Yes ☐ No ☐
If Yes, recommend the "standard" Period of Use for the location of the POU. Go to 18
If No, the Period of Use is usually recommended as claimed. Go to 18
16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? Yes ☐ No ☒
If Yes, go to 17
If No, recommend the Period of Use of the parent right. Go to 18
17. Was the Period of Use shortened by a Transfer to a "standard" Period of Use that is shorter than the current standard Period of Use? Yes ☐ No ☐
If Yes, recommend the current standard Period of Use if the Period of Use of the parent right prior to the transfer was not established, equal to, or longer than the current standard. If the Period of Use of the parent right prior to the transfer was shorter than the current standard, recommend the Period of Use of the parent right and add the appropriate shoulder remark. Consult attorney assigned to the Basin if the Period of Use was an element transferred. Go to 18
If No, recommend the Period of Use of the parent right. Add appropriate shoulder remark. Go to 18
18. Is a Period of Use remark and/or condition required? Yes ☐ No ☒
If Yes, enter the appropriate remark and/or condition. Period of Use review is complete.

Period of Use

Quantity

Claim No. 27 - 7303A

1. Is the basis of claim a Decree or License?

If Yes, go to 4

If No, go to 2

Yes (☒) No (☐)

2. Is the basis of claim a Permit or Application?

If Yes, go to 3

If No, go to 6

Yes (☐) No (☐)

3. Has the License been issued?

If Yes, go to 5

If No, recommend the Quantity shown on the Permit. Go to 11

Yes (☐) No (☐)

4. Does the parent right have a diversion rate and/or volume?

If Yes, go to 5

If No, go to 7

Yes (☒) No (☐)

5. Can the claimed diversion rate and/or volume be verified using the water right file?

If Yes, go to 8

If No, go to 7

Yes (☒) No (☐)

6. Is the basis of claim a posted notice?

If Yes, consult the attorney assigned to the Basin. Go to 7

If No, go to 7

Yes (☐) No (☐)

7. Is a flow measurement required?

If Yes, attach all related measurement documents. Describe the flow measurement that was made. Go to 9

If No, describe why a flow measurement is not required. Go to 9

Yes (☐) No (☐)

8. Does the parent right have an annual diversion volume limit?

If Yes, go to 10

If No, go to 9

Yes (☒) No (☐)

9. Is the source Ground Water and does the purpose of use require a diversion volume limit?

If Yes, go to 10

If No, go to 11

Yes (☐) No (☐)

10. Is irrigation a purpose of use?

If Yes, view the map of field irrigation requirements. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

Yes (☒) No (☐)

11. Has a diversion volume limit for this water use been established by a decree, license or transfer?

If Yes, recommend an annual diversion volume. Show the calculation of the annual diversion volume or describe how the annual diversion volume was determined. Go to 12

If No, go to 12

Yes (☐) No (☐)

12. Is a Quantity remark and/or condition required?

If Yes, enter the appropriate remark and/or condition. Quantity review is complete.

If No, quantity review is complete.

Yes (☐) No (☒)

Quantity

Summary

Claim No. 27 - 7303A

1. Is the basis of claim a Decree, License, Permit, Application or Posted Notice?
If Yes, go to 2
If No, go to 3
Yes ☒ No ☐
2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
If Yes, consult the attorney assigned to the Basin. Document the period of time the right or portion of the right was not used. Go to 4
If No, status will be set as Active. Go to 5
Yes ☐ No ☒
3. Is the water being used for all of the purposes claimed and to the extent claimed?
If Yes, status will be set as Active. Go to 5
If No, consult the attorney assigned to the Basin. Recommend only the uses found and limit the elements of those uses to the extent of the beneficial use found. Go to 4
Yes ☐ No ☐
4. Is any portion of the claim being recommended?
If Yes, status will be set as Active. Go to 5
If No, claim will be disallowed. Enter the appropriate condition code. Status will be set as Disallowed. Go to 5
Yes ☐ No ☐
5. Is an additional remark and/or condition required?
If Yes, enter the appropriate remark and/or condition. Go to 6
If No, go to 6
Yes ☒ No ☐
6. Would you like to view the recommended right?
If Yes, go to 7
If No, the review is incomplete. The recommendation must be viewed to complete the review.
Yes ☒ No ☐
7. Is this a "split" or "combined" right?
If Yes, go to the Update Pedigree Process in Workflow when the review is complete. Do any necessary data entry. Go to 8
If No, go to 8
Yes ☒ No ☐
8. Do you have documents you would like to attach or link to the file?
If Yes, go to PowerDOCS and profile the documents. Go to 9
If No, go to 9
Yes ☐ No ☒
9. Would you like to set the verification date?
If Yes, the review is complete.
If No, the review is incomplete. The recommendation must be verified to complete the review.
Yes ☒ No ☐

Summary

Summary Data Entry Form

Claim No.: _____

Remarks and Conditions (Include Type, Category and Code if applicable):

C18 Gen Cond.

050 Gen Cond Purpose of Use

R31 Gen Cond Quantity

Split or Combined Right Analysis:

yes see attached (T5061)

Attached Field Notes or Other Documents:

disk top review

Claim No.:

27-7303A

Reviewer

CB

Date

8/28/03

CB
12-17-04

RECEIVED

DEC 17 2004

Department of Water Resources
Eastern Region

Form 42-348/42-140N(4) July, 2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	27-7292				
	27-7303A				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Mickelsen Properties

4. New Owner/Claimant(s)

Chris Drakos Enterprises INC.

Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

P.O. Box 793

City, State and ZIP Code

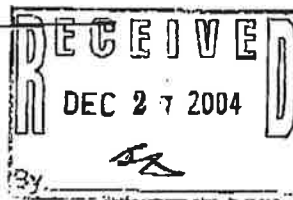
Blackfoot ID 83221

New Telephone Number

(208) 785-4334

5. Date you acquired the property

11/24/04



Form 42-26942-1409(9) May 2000

6.

If the change in ownership affects the entire water right for each water right or adjudication claim number listed in Item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.
Signature of New Owner(s) or Claimant(s) Daniel Adkins manager
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

AmeriTitle CB-31736k

547933 LIMITED LIABILITY COMPANY WARRANTY DEED

3020406320-S

MICKELSEN PROPERTIES, LLC, a Limited Liability Company under the laws of the State of Idaho, having been duly authorized by and in accordance with its Articles of Organization, as **GRANTOR**, for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **CHRIS DRAKOS ENTERPRISES, INC.**, a Nevada Corporation, as **GRANTEE**, whose address is _____, and Grantee's successors and assigns, all of the following described real property, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO the 2004 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

"The true consideration for this conveyance is pursuant to an IRC 1031 Tax Deferred Exchange on behalf of the Grantor."

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons. In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: November 24, 2004

MICKELSEN PROPERTIES, LLC

Limited Liability Company Name

by: Mark Mickelsen

Managing Member

by: Mark Mickelsen

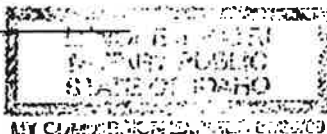
Managing Member

STATE OF IDAHO)

COUNTY OF BONNEVILLE) ss

On November 24, 2004, before me, the undersigned, personally appeared Mark Mickelsen & Chris Mickelsen known or identified to me to be Managing Member(s) of the limited liability company that executed the within instrument, and acknowledged to me that such company executed the same.

Notary Public for the State of Idaho
Commission Expiration Date: _____



ALLIANCE TITLE & ESCROW CORP.

RECORDED AT THE REQUEST OF

2004 NOV 30 PM 4:05

FEB 12 2005

RECORDED AT THE REQUEST OF

AmeriTitle

Exhibit "A"

Tract 1

Township 2 South, Range 36, East of the Boise Meridian, Bingham County Idaho
 Section 34: SE1/4NW1/4
 E1/2SW1/4
 W1/2SE1/4
 Lot 1

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTY:

- A. Beginning at a point that is East 3567.87 feet along the section line from the SW corner of Section 34, Township 2 South, Range 36 East of the Boise Meridian, Bingham County, Idaho; running thence N59°28'22"E 73.75 feet; thence N49°52'04"E 285.58 feet; thence N40°32'01"E 149.42 feet; thence N31°04'01"E 220.08 feet; thence N27°06'40"E 191.26 feet; thence N21°36'26"E 137.76 feet; thence N14°40'12"E 214.81 feet; thence N04°06'45"E 285.00 feet, more or less, to the North line of Lot 1 of said section 34; thence East along the said North line 1025 feet, more or less, to the East line of said Section 34; thence South along said East line of Section 34 to the Northerly bank of the Blackfoot River; thence Southwesterly along said river bank to the South line of said Section 34; thence West 888 feet, more or less, to the Point of Beginning.

TOGETHER WITH an easement 20 feet in width being within and along the entire Westerly side of the above described exception for the purpose of constructing, operating, and maintaining a surface and underground irrigation system.

Tract 2

That part of Lots 1, 2, 3 and 4 of Section 3, and that part of Lot 1 of Section 4, Township 3 South, Range 36 East of the Boise Meridian, Bingham County, Idaho, lying North and East of a line commencing at a point 131.00 feet West of the Northwest corner of said Section 3; running thence South 25.00 feet; thence S58°30'E 3,545 feet, which is a point of the West bank of the Blackfoot River, and said line being otherwise described as the Northeasterly side of County road now passing through said Sections 3 and 4, Township 3 South, Range 36 East of the Boise Meridian.

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- A. Beginning at a point that is East 3,567.87 feet along the section line from the NW corner of Section 3, Township 3 South, Range 36 East of the Boise Meridian, Township 3 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, running thence S30°32'42"E 8.92 feet; thence N87°46'24"E 113.33 feet; thence S03°01'24"W 248.26 feet; thence S13°03'01"W 198.69 feet; thence S19°34'47"W 99.19 feet; thence S25°51'26"W 199.10 feet; thence S37°07'30"W 199.21 feet; thence S45°32'04"W 100.06 feet; thence S50°18'31"W 198.44 feet; thence S58°48'39"W 256.66 feet; thence S67°52'50"W 301.39 feet; thence S40°09'42"W 45.24 feet; thence S35°54'57"W 94.07 feet; thence S36°15'12"W 155.30 feet; thence S60°27'42"E 459.65 feet to the Westerly bank of the Blackfoot River; thence Northeasterly along said river bank to the North line of said Section 3; thence West 888.00 feet more or less to the Point of Beginning.
- B. Beginning at the Northwest corner of Section 3, Township 3 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, and running thence South 101 feet, more or less, along the Section line to the North right of way line of a County road known as Rich Lane; thence Southeasterly along said right of way line 1,248 feet, more or less, to an existing fence line; thence North along said fence line to the North line of said Section 3; thence West along the Section line to the Point of Beginning.
- C. Beginning at the Northeast corner of Section 4, Township 3 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, and running thence West along the Section line

131.00 feet; thence South to the North right of way line of a county road known as Rich Lane, thence Southeasterly along said right of way line 153.00 feet, more or less, to the East line of said Section 4; thence North along the Section line 101.00 feet, more or less, to the Point of Beginning.

TOGETHER WITH an easement 10 feet in width for the purpose of construction, operating, and maintaining a surface and underground irrigation system, the North line of which is described as follows:

Beginning at a point that is East 3,567.87 feet along the section line from the Northwest corner of Section 3, Township 3 South, Range 36 East of the Boise Meridian, Bingham County, Idaho, running thence East 30 feet.

Tract 3

Township 2 South, Range 36 East of the Boise Meridian, Bingham County, Idaho

Section 34: NE1/4NW1/4

Section 27: S1/2NW1/4
SW1/4

EXCEPTING THEREFROM ALL OF THE FOLLOWING DESCRIBED PROPERTIES:

- A. Beginning at the West Quarter Corner of Section 27, Township 2 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, and running thence N00°21'21"E 1320.53 feet along the section line to the North line of the S1/2NW1/4 of said Section 27; thence S89°55'48"E 2635.25 feet along said North line to the East line of the NW1/4; thence S00°20'21"W 1133.36 feet along said East line to the North toe of an existing irrigation canal; thence along said North toe the following six (6) courses: thence (1) N85°42'01"W 153.50 feet; thence (2) N88°20'14"W 342.25 feet; thence (3) N87°23'06"W 633.98 feet; thence (4) N84°46'20"W 218.41 feet; thence (5) N86°26'41"W 792.28 feet; thence (6) N79°27'40"W 37.43 feet to the West line of an existing 50 foot access easement extended; thence along said West line the following two (2) courses: thence (1) S31°42'02"W 184.35 feet; thence (2) S39°39'38"W 576.88 feet to the West line of the SW 1/4 of said Section 27; thence N00°22'00"E 290.77 feet along said West line to the True Point of Beginning.
- B. Beginning at a point that is N00°27'49"E 24.30 feet from the South Quarter corner of Section 27, Township 2 South, Range 36 East of the Boise Meridian, Bingham County, Idaho, thence N89°43'03"W 873.39 feet; thence N27°49'26"E 296.00 feet; thence N46°34'55"E 1023.00 feet; thence S00°27'49"W 969.25 feet, more or less, to the Point of Beginning.
- C. Beginning at a point N00°21'40"E 28.00 feet along the section line from the Southwest corner of said Section 27, Township 2 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, and running thence N00°21'40"E 1095.35 feet along the section line; thence S89°38'20"E 19.64 feet to a point on a curve, which point is 80 feet extended from the end of an existing point; thence Southerly 564.64 feet along a curve to the left being 80 feet extended from the end of said existing pivot, curve data: Delta = 23°36'51", Radius = 1370.00 feet, Chord bearing S30°35'32"E 560.65 feet; thence S00°21'40"W 614.54 feet; thence N89°38'20"W 308.00 feet to the Point of Beginning.
- D. A 50 foot easement for ingress and egress, and for the maintenance, care and usage of an irrigation ditch and pipeline, described as follows: Beginning at a point that is N00°21'40"E 28.00 feet along the section line to the North right of way of a county road from the Southwest corner of Section 27, Township 2 South, Range 36, East of the Boise Meridian, Bingham County, Idaho, and running thence N00°21'40"E 2350.61 feet along the section line; thence N39°39'58"E 576.88 feet along a ditch bank; thence N31°42'22"E 132.90 feet to the Southerly bank of the Eastern Idaho Slough; thence S84°07'48"E 55.55 feet along said South bank; thence S31°42'22"W 160.57 feet along an existing field road;

thence S39°39'58"W 562.51 feet along said field road; thence S00°21'40"W 2332.76 feet
parallel with the section line to the North right of way of a county road; thence
N89°38'20"W 50.00 feet to the Point of Beginning.

16 43

547933

x/McLBM.A

DEC. 10. 2004 2:58PM

AMERITITLE 1

NO. 0861 P. 9

BILL OF SALE

The undersigned, MICKELSEN PROPERTIES, LLC, an Idaho Limited Liability Company, hereinafter referred to as "TRANSFEROR" in and for good and valuable consideration, receipt of which is hereby acknowledged, do hereby grant, sell, transfer, and deliver to CHRIS DRAKOS ENTERPRISES, INC., a Nevada Corporation, hereinafter referred to as "TRANSFEREES", the personal property described hereinbelow, to wit:

1. Irrigation Equipment
2. Water Right No. 27-7303A and No. 27-7292

All personal property items are being sold "as is".

Transferees shall have all rights and title to the goods in themselves and their executors, administrators, and assigns.

Transferor is the lawful owner of the goods and the goods are free from all encumbrances, except:

NONE.

Transferor has all right to sell the goods and will warrant and defend the right against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, Transferor has executed this Agreement this 24th day of November, 2004.

MICKELSEN PROPERTIES, LLC

BY: [Signature]

BY: [Signature]

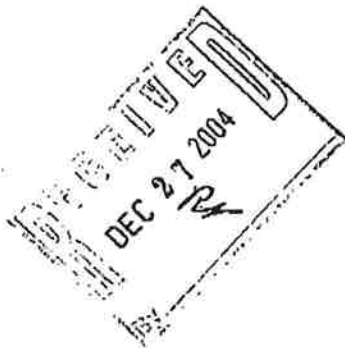
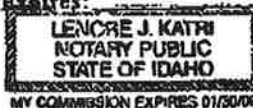
STATE OF IDAHO

)
) SS.
)

COUNTY OF BONNEVILLE

On November 24, 2004, before me, the undersigned, personally appeared Mark Mickelsen known or identified to me to be the Managing Members of the Limited Liability Company that executed the within instrument, and acknowledged to me that such Company executed the same.

[Signature]
NOTARY FOR THE STATE OF IDAHO
Commission Expires:



SOUTH 5280.00

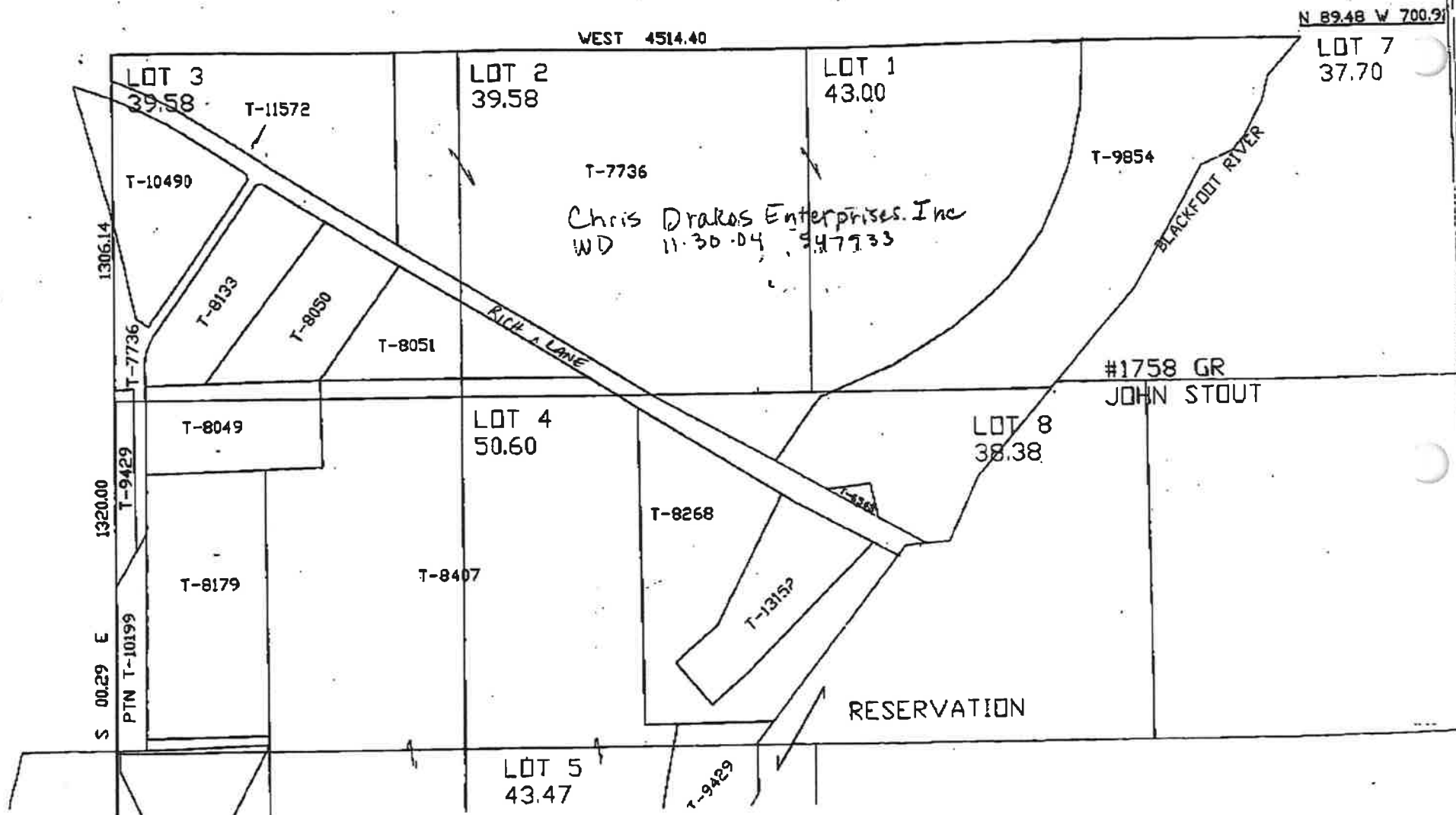
~~WINDING BROOK CORPORATION~~
~~WD 12-28-87 367438~~
~~WD 1-18-88 367862~~
~~QCD 1-12-95 431843~~

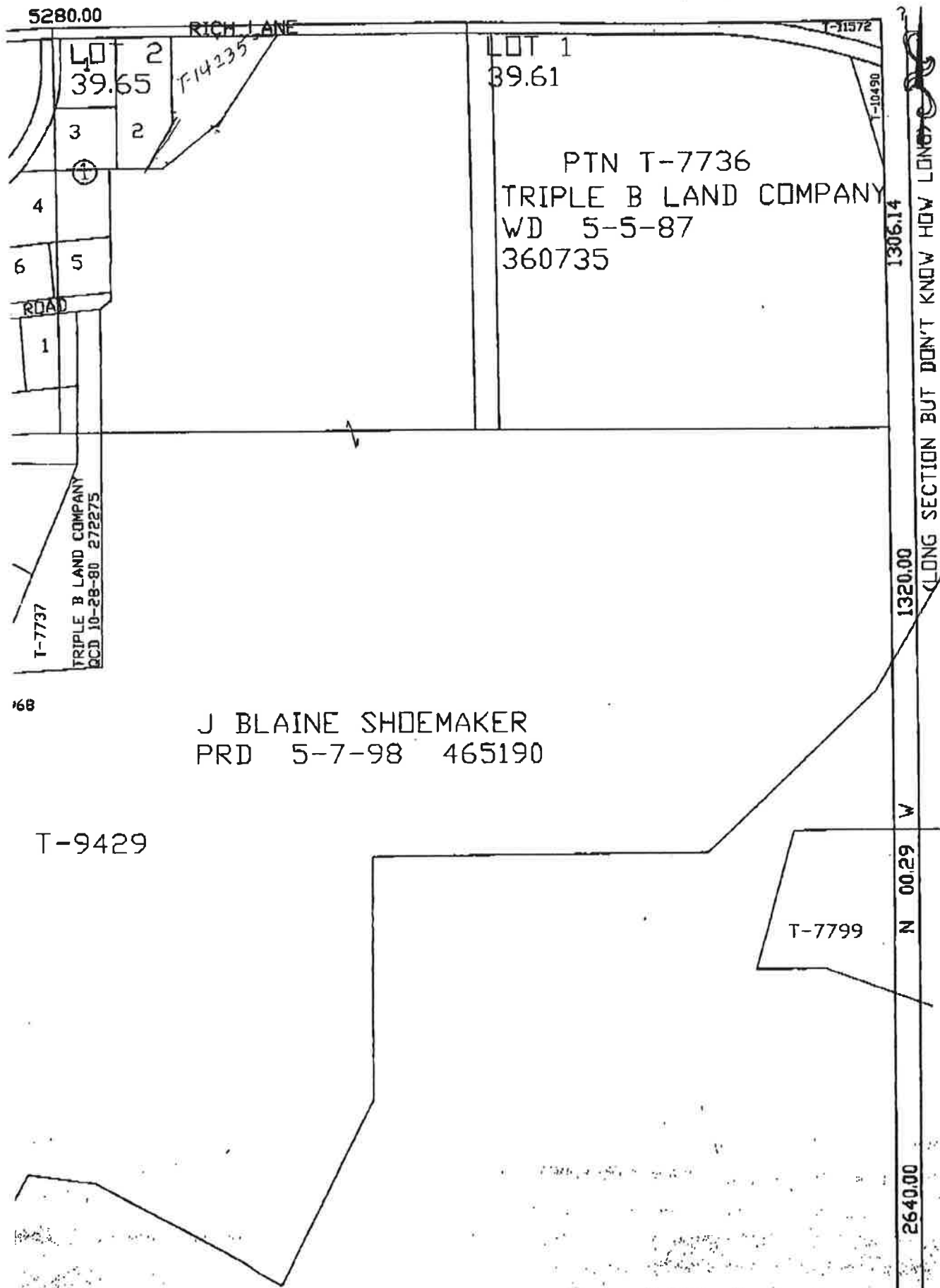
Chris Drakos Enterprises Inc
WD 11-30-04 547933

T-11083

T-10391

S 89.53 E





N 89.53 W 5265.40

T-11902

WINDING BROOK CORP
C/O BATTERY MARCH AGRIVEST
WD 6-15-95
435433
Chris Drakas Enterprises, Inc
WD 11-30-04 547933

BIG WHEEL FARMS
WD 1-18-82 288338
WD 1-27-93 417462

~~R & C FARMS~~
~~WD 1-17-97 450921~~
Chris Drakes Enterprises, Inc.
WD 11-30-04 547933

TTS

T-9663

ROBERT BRADLEY
WD 9-4-81
284376

376

BLACKFOOT RIVER

LOT 2
7.54

#1758 GR
JOHN STOUT

4488.00

EAST

99

693.00

ΠΙΝΑΚΑΣ

99

792.00



State of Idaho

DEPARTMENT OF WATER RESOURCES

15 West Center Street, Soda Springs, ID 83276

Phone: (208) 547-3993 Fax: (208) 547-3939 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

27 December 2004

Chris Drakos Enterprises, Inc.
P. O. Box 793
Blackfoot, ID 83221

COPY

Re: Snake River Basin Adjudication (SRBA)
Claim 27-7292 and 27-7303A

Subject: OWNERSHIP CHANGE

Response Date: 10 JANUARY 2005

Dear Claimant(s):

Thank you for the Notice of Change in Water Right Ownership and the accompanying Warranty Deed for the above two claims.

I am returning these documents to you. In order for a change to be made we need a legible Warranty Deed. The attached Exhibit "A" has apparently been copied over some other document and a portion of the description is missing on the bottom of two sheets. In the second step of the Notice of Change, please note that we also need a copy of a plat of the property or survey map or aerial photo of the property in question.

If we do not receive the documentation by the above response date, the claim will be recommended to the Court in the name of Mickelsen Properties..

Please send all correspondence to our Soda Springs office.

Respectfully,

A handwritten signature in cursive script, appearing to read 'Barbara Payne', is written over a horizontal line.

Barbara Payne

Enclosures:

Form 42-248/42-1409(6)
Warranty Deed

27-7303
4.4

27-7303 A Michelson
3.55

27-7303 B Dansie, Charles.
.85

State of Idaho
Department of Water Resources

RECEIVED

NOV 14 1996

Department of Water Resources
Eastern Region

WATER RIGHT LICENSE

WATER RIGHT NO. 27-07303

Priority: March 17, 1982

Maximum Diversion Rate: 4.40 CFS

Maximum Diversion Volume: 880.0 AF

This is to certify, that WINDING BROOK CORP
C/O RODNEY H MOORE
BATTERY MARCH AGRIVEST
PO BOX 53
NAMPA ID 83651-0053

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 17, 1982; and has submitted Proof of Beneficial Use on May 16, 1985. An examination indicates that the works have a diversion capacity of 4.670 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	4.40 CFS	880.0 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 27, Township 02S, Range 36E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	36E	27	SWNW 17.2	SENW 31	NESW 35.5	
			NWSW 36.8	SWSW 34	SESW 28.5	183
		34	NENW 37			37

Total number of acres irrigated: 220

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount that can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for the use of existing rights used for supplemental purposes.

State of Idaho
Department of Water Resources

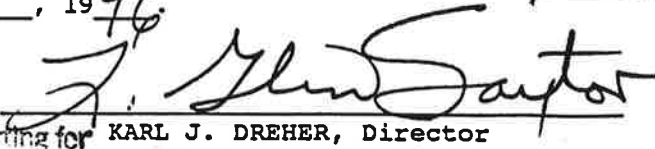
WATER RIGHT LICENSE

WATER RIGHT NO. 27-07303

CONDITIONS OF APPROVAL AND REMARKS

6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 7
day of November, 1996.


Acting for KARL J. DREHER, Director



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-7303B

WATER RIGHT NUMBER: 27-7303B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WINDING BROOK CORP C/O RODNEY H MOORE PO BOX 53 NAMPA, ID 83653-0053 (208)466-0419
Original Owner	STUFFLEBEAM & WASIA RANCH PO BOX 580 BLACKFOOT, ID 83221

Priority Date: 03/17/1982

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.850 CFS	170.00 AF
	<u>Total Diversion:</u>	0.850 CFS	170.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 27, Twp 02S, Rge 36E, B.M.
BINGHAM County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
02S	36E	27																		42.5

Total Acres: 42.5

Conditions of Approval:

- 01M After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- 050 Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
- R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 27-7303B

6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:Comments:

1. CZIMMERM 6/29/1995 CORPORATE OFFICERS

Comment: The officers of Winding Brook Corp are: James B. McCandless, President/Treasurer; George E. Schwab, Senior Vice President; Rodney H. Moore, Kim E. Morgan, Michael P. Septer, and J. Scott Haffner, Vice Presidents; Marilyn Pitchford, Clerk; Rose Marie Beaulieu, Secretary; and, Elaina B. Anstett, Controller.

2. PSKAGGS 6/10/1997 TRANSFER NO. 5061

Comment: Transfer No. 5061 changes the point of diversion under a portion of Right No. 27-07303, splitting the right into parts A & B.

Dates and Other Information:

Licensed Date: 11/7/1996

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

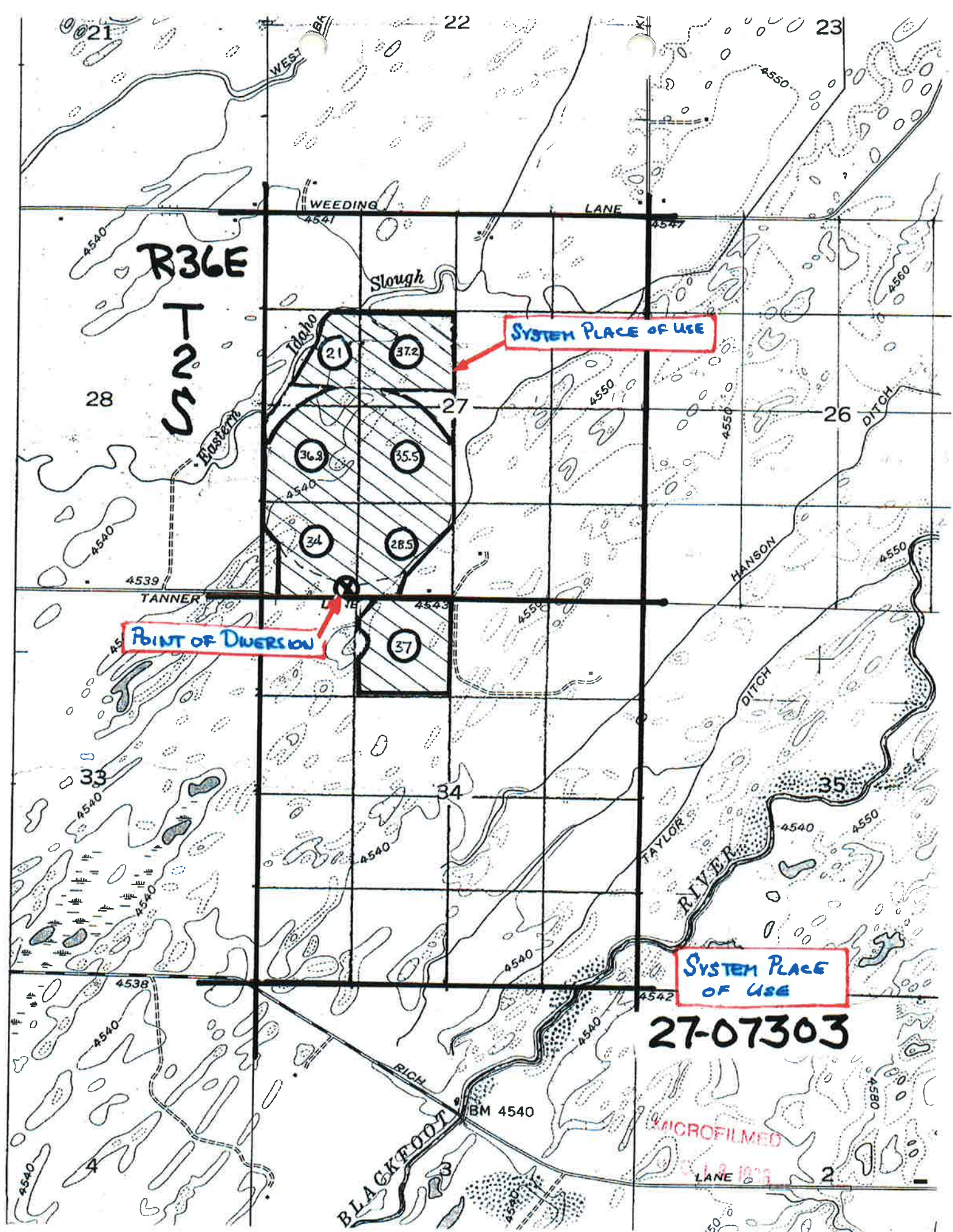
Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

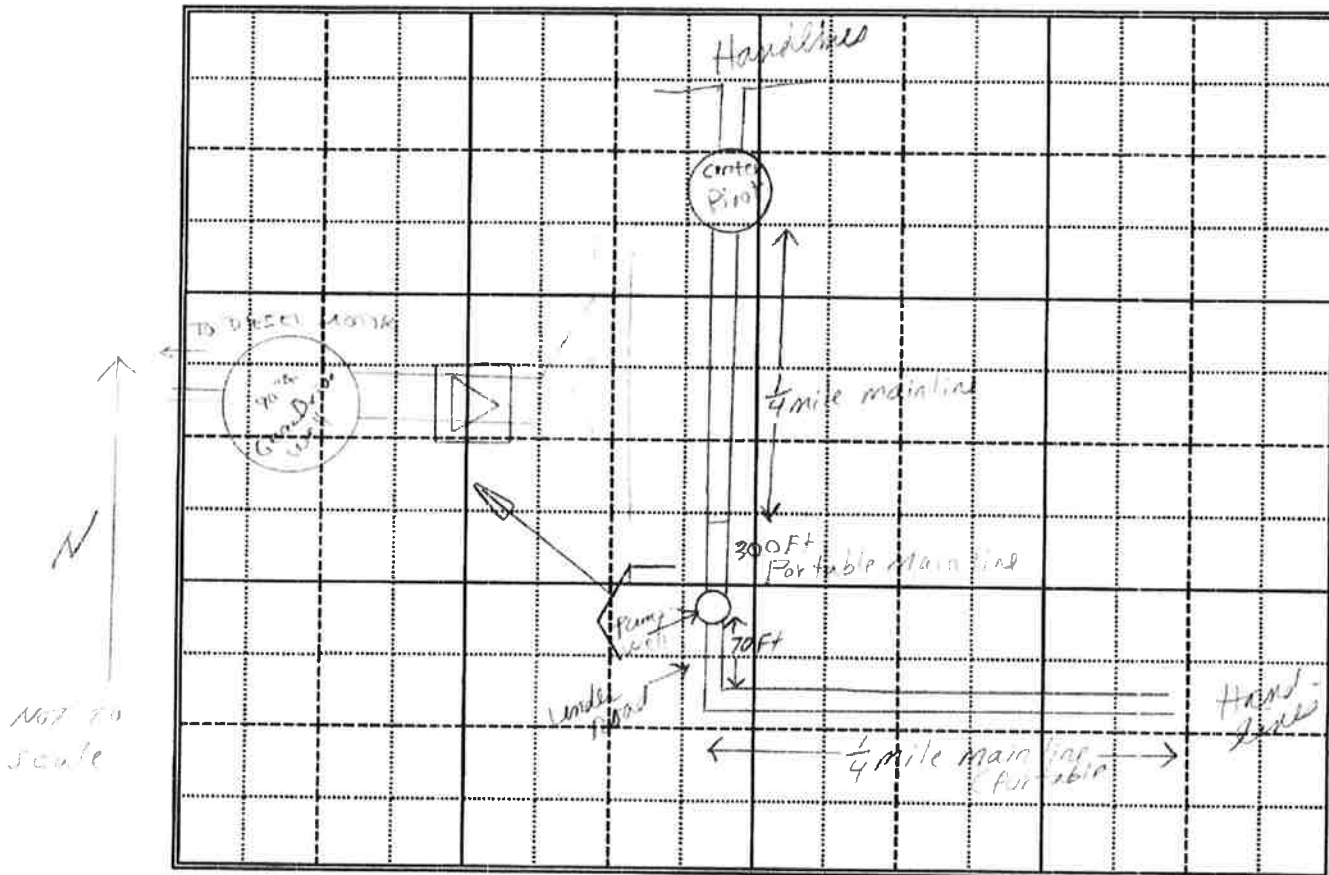
DLE Act Number:

Carey Act Number:

Mitigation Plan: False



3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.



Scale: 1" = _____

____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

____ Aerial Photo Attached (required for irrigation of 10+ acres)

____ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Gravel Well - Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
—	U.S. Motors Gear Drive	100	Q/H/275/8981-04	Aurora Vertical	—

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

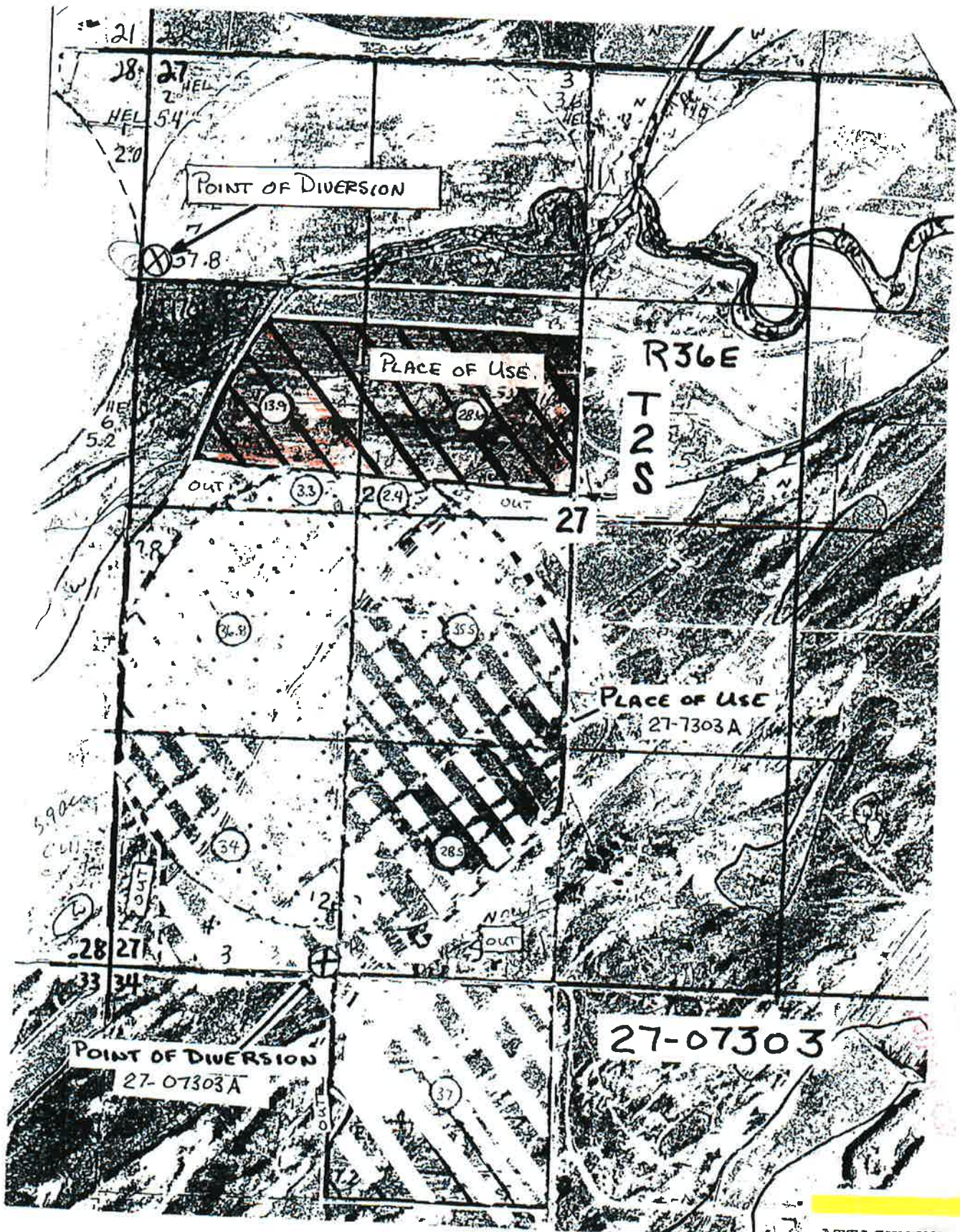
1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Polysonic						

2. Measurements: Polysonic - maximum average - 4.60 CFS

MICROFILMED

DEC 18 1996



**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

27-7303

STUFFLEBEAM &

WASIA RANCH

Rt. 6 Box 383

Blackfoot, Id. 83221

Source: GROUNDWATER

Date Filed: 03/17/1982

Amount: 4.40 CFS

Diversion Point: SWSW SESW,

Sec. 27, T. 02S, R. 36E, Bingham

Co.

Use: IRRIGATION (4.40 CFS) from

03/15 to 11/15

Place of Use: SWSW SE1/4 NW1/4

NWSW SWSW SESW, Sec. 27, T.

02S, R. 36E, NEWN, Sec. 34, T.

02S, R. 36E, for 220 ACRES.

Diversion Means: WELL, PUMP &

MAINLINE.

RECEIVED

MAY 27 1997

Department of Water Resources
Eastern Region

DEPT. OF WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
(208) 525-7161
Fax: (208) 525-7177

NOTICE OF PROPOSED
CHANGE OF A WATER RIGHT
NO. T5061

NOTICE IS HEREBY GIVEN that Winding Brook Corp., c/o Rodney H. Moore, P.O. Box 53, Nampa, Idaho, 83653, has applied to the Department of Water Resources to add a point of diversion of the waters of the right listed below. The right sought to be changed is evidenced by a license and recorded as follows:

License No.: 27-07303
Source: Groundwater
Amount: 4.40 cfs
Priority: 03/17/1982
Point(s) of Diversion: SWSW, Sec. 27, T02S, R36E, Bingham County.

The water is used for irrigation of 220 acres from 04/01 to 10/31 within the SWNW, SENW, NESW, NWSW, SWSW, SESW, Sec. 27, NENW, Sec. 34, T02S, R36E, B.M.

TO BE CHANGED AS FOLLOWS:

The applicant has sold the 42.5 acres

in the S1/2NW1/4 to Charles Dansie. By agreement the 0.85 cfs appurtenant will now be diverted from an existing well in the NWNW, Sec. 27, T02S, R36E, B.M.

Any protests against approval of the proposed change must be filed with the Idaho Department of Water Resources, 900 N. Skyline Drive, Idaho Falls, Idaho, 83402, together with a protest fee of \$25 on or before May 19, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER
Director

(3267)
Pub.: 5/1, 8

AFFIDAVIT OF
PUBLICATION

County of Bingham

State of Idaho

I, Jacqueline Graham, do
solemnly Legal

swear that I am the Coordinator of The Morning News, which is a daily newspaper of general circulation, published each day except Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1911, approved March 11, 1911, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published; that with each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was published in said issue of said newspaper 2 consecutive weeks the first publication having been made on the 1st day of May, 1997 and the last publication having been made on the 8th day of May, 1997; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Jacqueline Graham
On this 19th day of May, in the year 1997, before me a Notary Public of said State, personally appeared Jacqueline Graham

known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

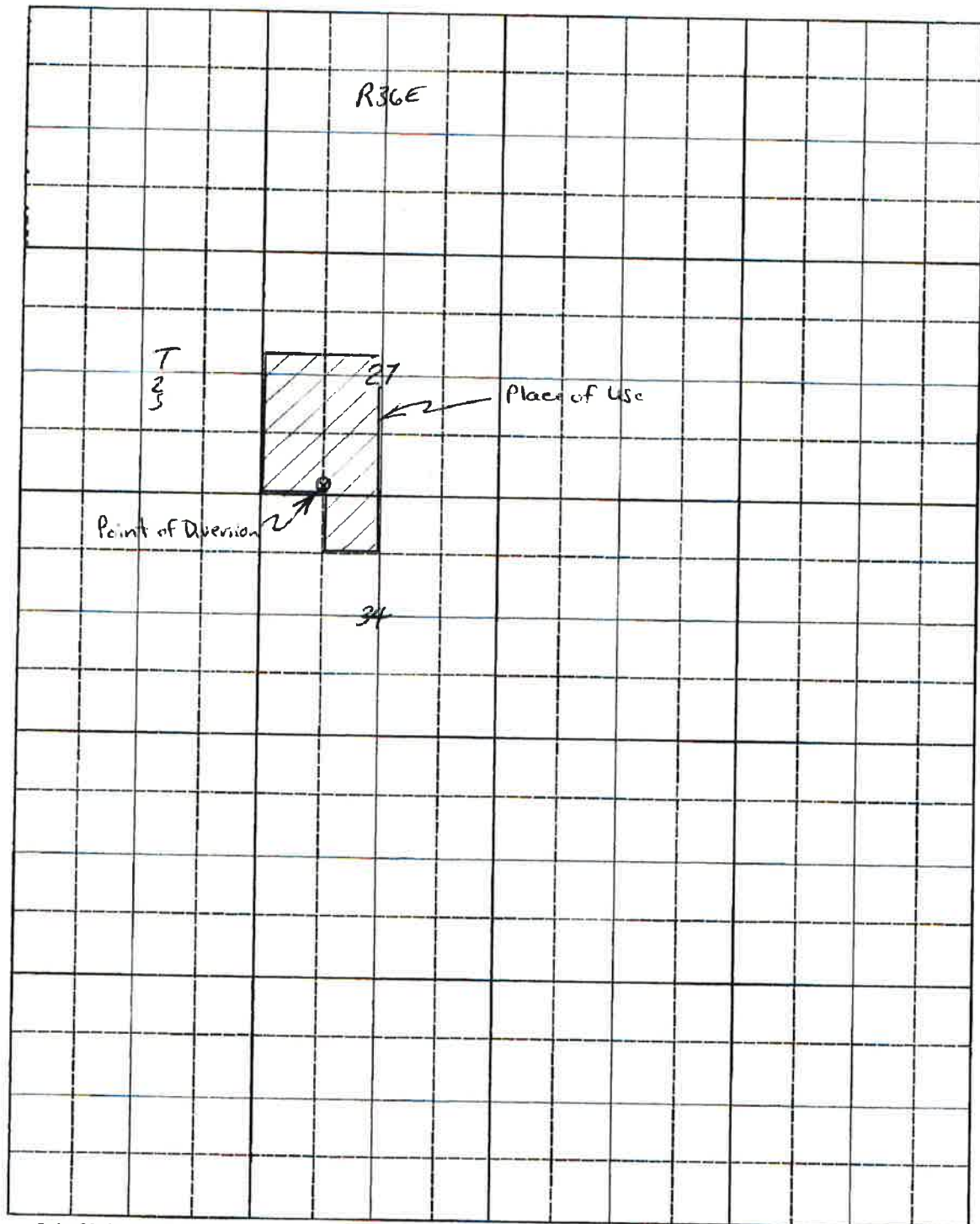
John M. H. H.
Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

October 10, 2002

Affidavit Processing Fee \$5.00

MICROFILMED
JUN 7 4 1997

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

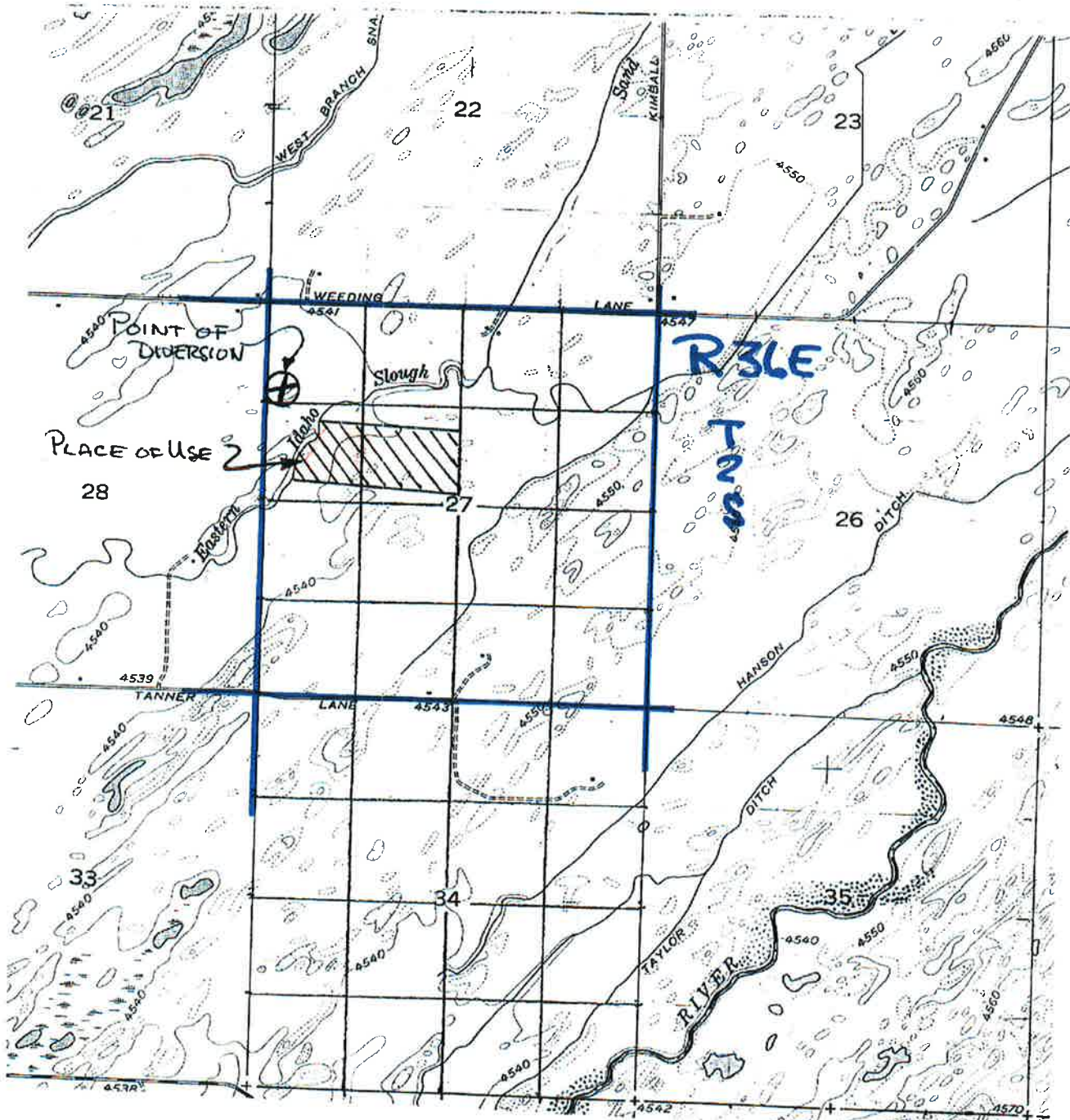
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Stafflebeam and Maria Rana
Cyril Wain X. Stafflebeam, Partner
Robert L. Wain
(Applicant)

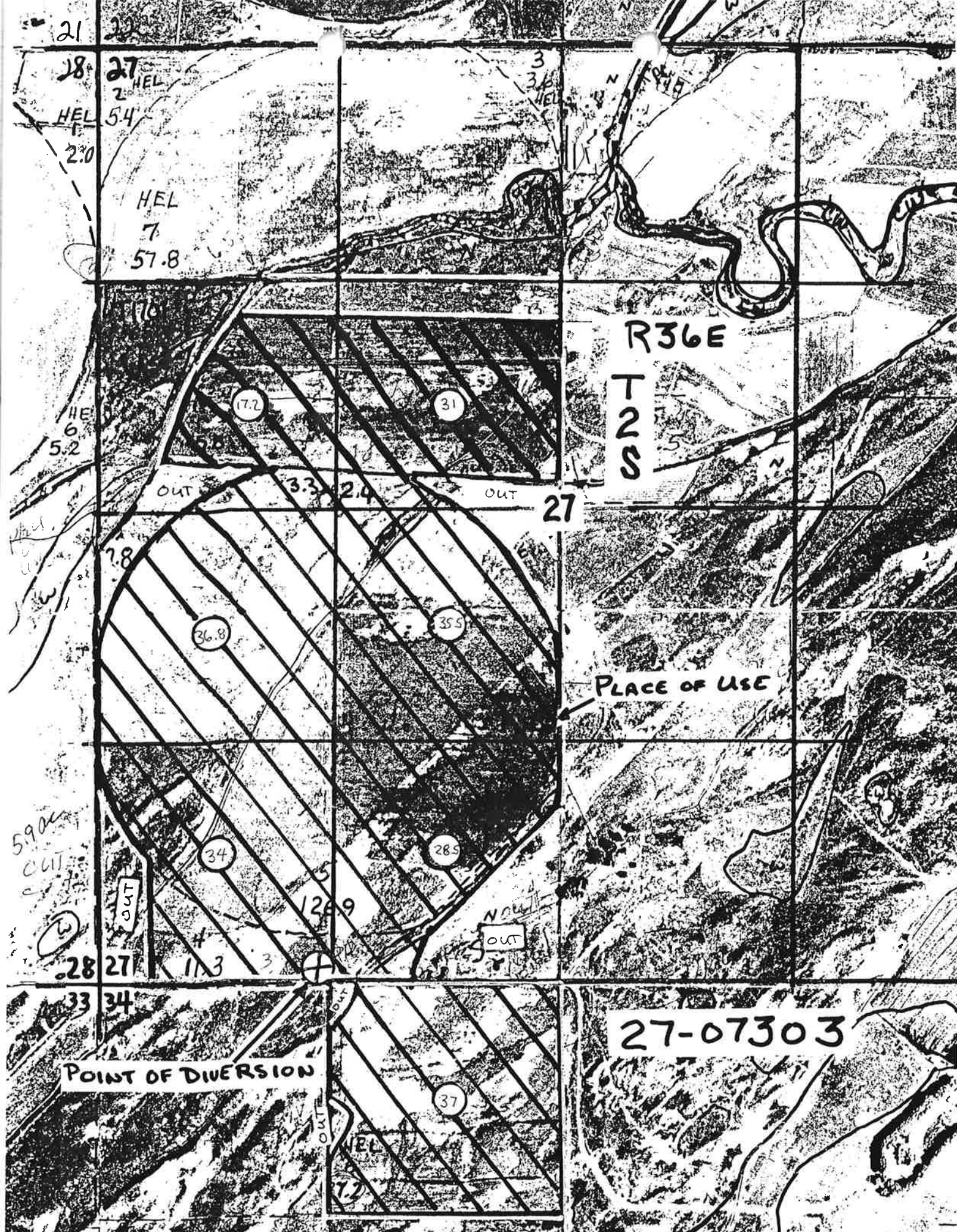
RECEIVED

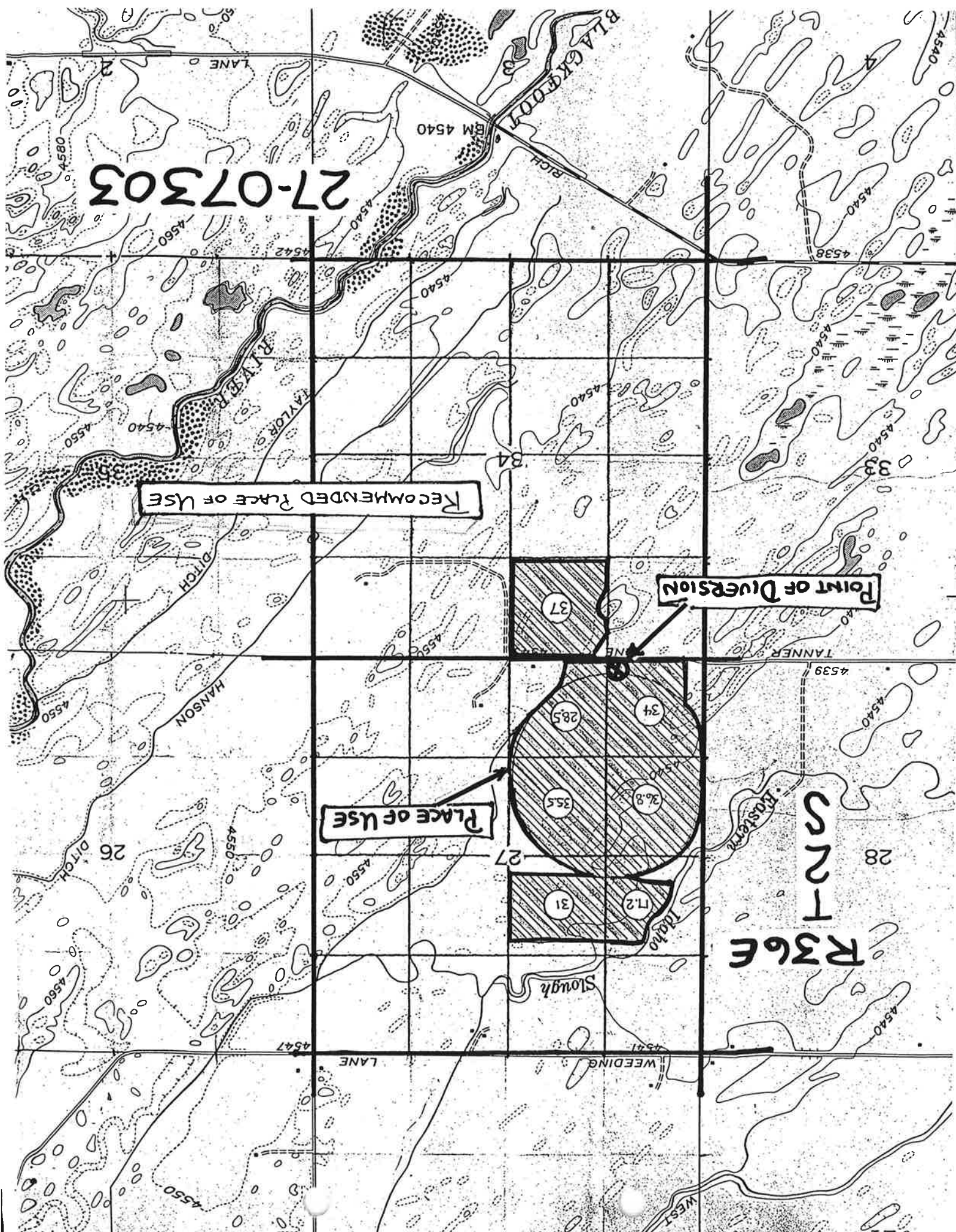
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.





27-07303

Recommended Place of Use

Point of Diversion

Place of Use

R36E
S27T



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 18, 2002

MICKELSEN PROPERTIES LLC
1050 W RIVERVIEW DR
IDAHO FALLS ID 83401

RE: CHANGE IN OWNERSHIP FOR A27-7303A, A27-2012,
A27-07139, A27-7141, A27-7262, A27-7263 AND A27-7264

Dear Sir or Madam:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner(s).

Enclosed is a copy of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep this Notice for your records.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure: Notice(s) of Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

OK JC
1-17-02
RECEIVED

JAN 02 2002

Department of Water Resources
Eastern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>27-7303A</u>	<u>27-7303A</u>	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Winding Brook Corporation c/o Rodney Moore
P. O. Box 53, Nampa, Idaho, 83653
4. New Owner/Claimant(s) Mickelsen Properties, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address c/o Mark Mickelsen, 1050 West Riverview Drive
 City, State and ZIP Code Idaho Falls, Idaho, 83401
 New Telephone Number 208 524-1295
5. Date you acquired the property _____

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Michelson Properties LLC
(include title if applicable) by Erik Michelson Jan 2 2002

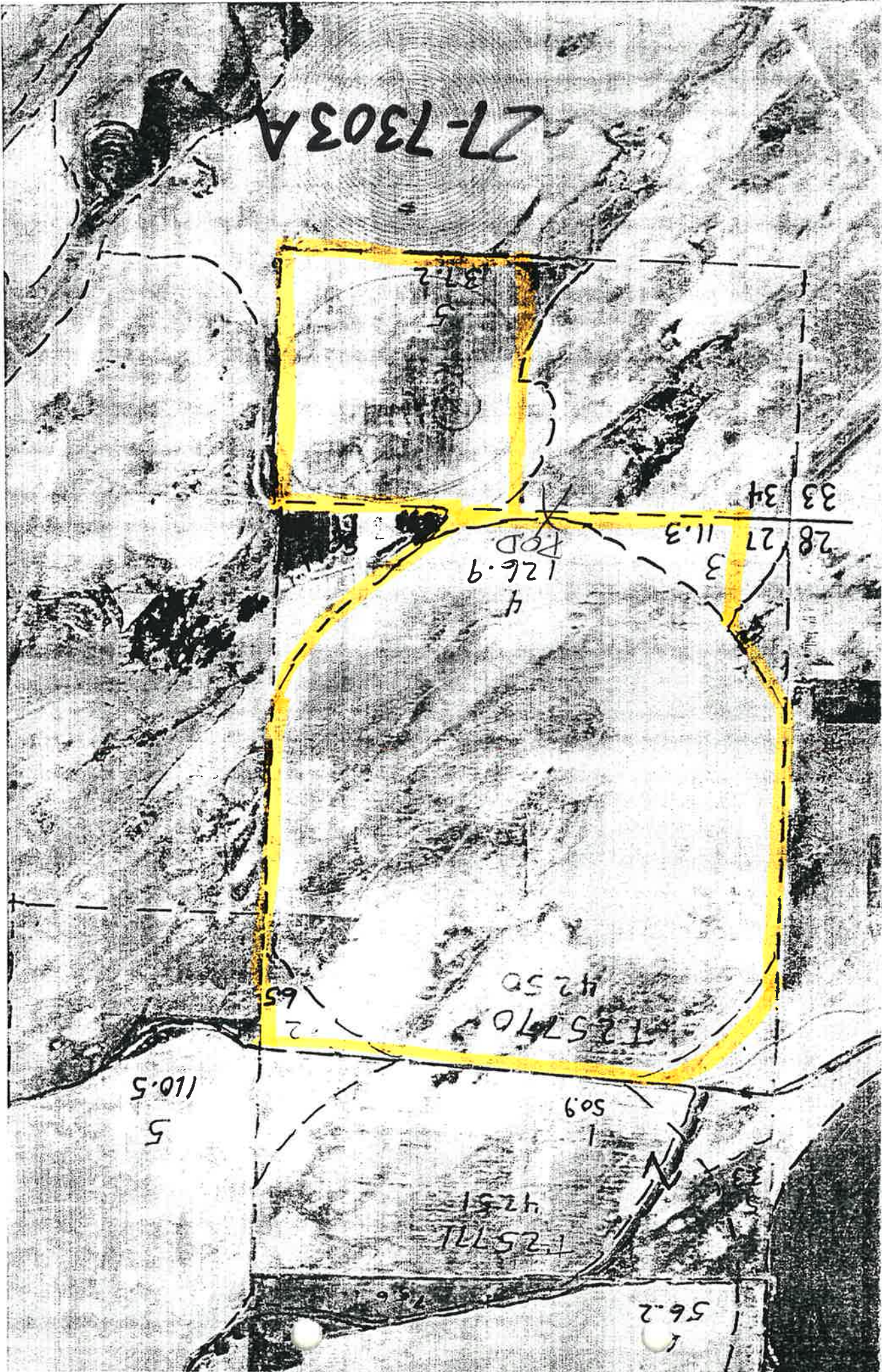
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by KW Date 1/2/2002 Fee 25.00
 Receipted by KW Date 1/2/2002 Receipt No. E027360
 Processed by _____ AJ Date _____ WR _____ Date _____

*requested
refund
1-17-02
JC*

27-7303A

R36E
T2S
S



B44753

SPECIAL WARRANTY DEED

THIS INDENTURE, made this 4th day of December, 2001, by and between WINDING BROOK CORPORATION, a Massachusetts corporation, Grantor, and MICKELSEN PROPERTIES, LLC, an Idaho Limited Liability Company, Grantee, whose address is c/o Mark Mickelsen, 1050 West Riverview Drive, Idaho Falls, Idaho, 83401.

WITNESSETH:

The Grantor for good and valuable consideration does by these presents grant, bargain, sell and convey unto the Grantee, its successors and assigns, all of that certain tract and parcel of land situated in the County of Bingham, State of Idaho, more particularly described as follows, to-wit:

See Exhibit "A" attached hereto.

The Grantor warrants that previous to the time of the execution of this deed the Grantor has not conveyed the same estate, or any right, title or interest therein, to any person. That such estate is at the time of the execution of the deed free from encumbrances done, made or suffered by the Grantor, or any person claiming under it.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed by it the day and year first above written.

WINDING BROOK CORPORATION

By James B. McCandless

JAMES B. McCANDLESS, President

STATE OF CONNECTICUT)

) ss.

County of Hartford)

On this 4th day of December, 2001, before me, the undersigned, a Notary Public in and for said County and State, personally appeared JAMES B. McCANDLESS, known to me to be the President of Winding Brook Corporation, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year in this certificate first above written.

Rose Marie Beaulieu

NOTARY PUBLIC

Residing at: West Hartford, CTMy Commission Expires: 10-31-02

Township 2 South, Range 36 E.B.M., Bingham County, Idaho
Section 34: NE $\frac{1}{4}$ NW $\frac{1}{4}$
Section 27: S $\frac{1}{2}$ NW $\frac{1}{4}$; SW $\frac{1}{4}$,
EXCEPT Beginning at the W $\frac{1}{4}$ corner of said Section 27, and running thence N. 00°21'21" E. 1320.53 feet along the section line to the N. line of the S $\frac{1}{2}$ NW $\frac{1}{4}$ of said Section 27; thence S. 89°55'48" E. 2635.25 feet along said N. line to the E. line of the NW $\frac{1}{4}$; thence S. 00°20'21" W. 1133.36 feet along said E. line to the N. toe of an existing irrigation canal; thence along said N. toe the following six (6) courses: thence (1) N. 85°42'01" W. 153.50 feet; thence (2) N. 88°20'14" W. 342.25 feet; thence (3) N. 87°23'06" W. 633.98 feet; thence (4) N. 84°46'20" W. 218.41 feet; thence (5) N. 86°26'41" W. 792.28 feet; thence (6) N. 79°27'40" W. 37.43 feet to the W. line of an existing 50 foot access easement extended; thence along said W. line the following two (2) courses: thence (1) S. 31°42'02" W. 184.35 feet; thence (2) S. 39°39'38" W. 576.88 feet to the W. line of the SW $\frac{1}{4}$ of said Section 27; thence N. 00°22'00" E. 290.77 feet along said W. line to the point of beginning.
ALSO EXCEPT Beginning at a point N. 00°27'49" E. 24.30 feet from the S $\frac{1}{4}$ corner of Section 27, thence N. 89°43'03" W. 873.39 feet; thence N. 27°49'26" E. 296 feet; thence N. 46°34'55" E. 1023 feet; thence S. 00°27'49" W. 969.25 feet, more or less, to the point of beginning.
ALSO EXCEPT Beginning at a point N. 00°21'40" E. 28.00 feet along the section line from the SW corner of said Section 27 and running thence N. 00°21'40" E. 1095.35 feet along the section line; thence S. 89°38'20" E. 19.64 feet to a point on a curve, which point is 80 feet extended from the end of an existing point; thence southerly 564.64 feet along a curve to the left being 80 feet extended from the end of said existing pivot, curve data: Delta = 23°36'51"; Radius = 1370.0 feet, chord bearing S. 30°35'32" E. 560.65 feet; thence S. 00°21'40" W. 614.54 feet; thence N. 89°38'20" W. 308.00 feet to the point of beginning.
ALSO EXCEPT A 50 foot easement for ingress and egress, and for the maintenance, care and usage of an irrigation ditch and pipeline, described as follows: Beginning at a point that is N. 00°21'40" E. 28.00 feet along the section line to the N. right-of-way of a county road from the SW corner of said Section 27, and running thence N. 00°21'40" E. 2350.61 feet along the section line; thence N. 39°39'58" E. 576.88 feet along a ditch bank; thence N. 31°42'22" E. 132.90 feet to the Southerly bank of the Eastern Idaho Slough; thence S. 84°07'48" E. 55.55 feet along said south bank; thence S. 31°42'22" W. 160.57 feet along an existing field road; thence S. 39°39'58" W. 562.51 feet along said field road; thence S. 00°21'40" W. 2332.76 feet parallel with the section line to the N. right-of-way of a county road; thence N. 89°38'20" W. 50.00 feet to the point of beginning.

EXHIBIT A

SCANNED

JUL 20 2001

Log for claim 27-07303A

Spatial Dynamics LTD

12/29/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
02s36e	27	NWSW	36	40	Indiscernible
02s36e	27	SESW	28	38	Indiscernible
02s36e	27	NESW	35	40	Indiscernible
02s36e	27	SWNW	3	6.4	Indiscernible
02s36e	27	SENW	2	6.1	Indiscernible
02s36e	27	SWSW	34	39	Indiscernible
02s36e	34	NENW	37	39	
Totals:			175	208.5	

AJ5809NP
No. A27-07303A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 127

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WINDING BROOK CORP C/O RODNEY H MOORE BATTERY MARCH AGRIVEST PO BOX 53 NAMPA ID 836510053 (208) 466-0419	03/17/1982	IRRIGATION	04-01 10-31	3.550 CFS	710.00 AFA
TOTAL DIVERSION:					3.550 CFS	710.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

AJ5809NP
No. A27-07303A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/29/00
PAGE: 128

Point(s) of Diversion: T02S R36E S27 SESWSW BINGHAM County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE													
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
				-----				:	-----				:	-----				:	-----				:	-----				:	
02S	36E	27	:					:				03	02	:	35	36	34	28	:						:	140.5			
02S	36E	34	:					:	37					:					:						:	37.0			
																							TOTAL ACRES		177.5				

POU County: BINGHAM

Other Rights: SHARES IN BLACKFOOT SLOUGH

Other Water Rights Listing Overlapping Place(s) of Use:

A01-00001J A01-00298 A27-07303 A27-07303B

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 07/30/97 JHOAGLAN

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 27-7303A
Date Received: 7/30/1997
Receipt No: X777777
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

MICKELSEN PROPERTIES LLC Phone: (208) 524-1295

1050 W RIVERVIEW DR
IDAHO FALLS ID USA 83401

2. Date of Priority: 03/17/1982 /

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02S	36E	27	SE SW SW	BINGHAM	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	3.55	710

7. Total Quantity Appropriated is:
3.55 C.F.S. and/or 710 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
02S	36E	27	SW NW	IRRIGATION	3.3 17.2
			SE NW	IRRIGATION	2.4 3.1
			NE SW	IRRIGATION	35.5
			NW SW	IRRIGATION	36.8-
			SW SW	IRRIGATION	34

			SE	SW	IRRIGATION	28.5
					Section Acres	140.5
02S	36E	34	NE	NW	IRRIGATION	37
					Section Acres	37
					Total Acres	177.5

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: License

JUL 20 2001

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A27-07303A**
Date Received: 7/30/1997
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: WINDING BROOK CORP
Address: C/O RODNEY H MOORE
BATTERY MARCH AGRIVEST
PO BOX 53
NAMPA ID

208-466-0419

83651-0053

2. Date of Priority: MAR 17, 1982

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02S	36E	27	SE	SW	SW		BINGHAM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	3.550		710.00

7. Total Quantity Appropriated is:
3.550 C.F.S. (and/or)

710.00 A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	27	SW	NW		IRR	3.3
			SE	NW		IRR	2.4
			NE	SW		IRR	35.5

A2707303A

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	36E	27	NW	SW		IRR	36.8
			SW	SW		IRR	34.0
			SE	SW		IRR	28.5
						Section Acres	140.5
		34	NE	NW		IRR	37.0
						Section Acres	37.0
						Total Acres	177.5

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
SHARES IN BLACKFOOT SLOUGH

14. Remarks:

15. Basis of Claim: LICENSE